IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION
NOTICE OF MOTION NO.2958 OF 2005
IN
APPEAL (L) NO.998 of 2005
IN
ARBITRATION PETITION NO 405 OF 2004

Ponty Malik Construction Co. .. Applicant

V/s

Hindustan Petroleum Corporation Ltd. . Respondent

Shri.Bhalwal i/b. Vyas and Bhalwal for the Applicant.
Sou.Retiwala for the Respondent.

CORAM : DR.S.RADHAKRISHNAN &
S.J.VAZIFDAR, JJ.

DATE : 10TH MARCH, 2006.

P.C.:

1. Heard the learned Counsel for the Applicant and the learned Counsel for the Respondent. There is no affidavit-in-reply to the Notice of Motion. By this Notice of Motion, the Applicant is seeking condonation of 244 days delay. Perused the Notice of Motion and the affidavit-in-support thereof. For the reasons stated in the affidavit-in-support of the Notice of Motion, sufficient cause is made out for condoning the delay. There is no case of inaction, negligence or want of bonafide on the part of the Applicant. Hence, Notice of Motion is made absolute in terms of prayer clause (a).

(DR.S.RADHAKRISHNAN,J.)

(S.J.VAZIFDAR,J.)